



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 03, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#22 AUGUST 3, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**AMENDMENT OF CONTRACT FOR
ARMED AND UNARMED SECURITY SERVICES FOR VARIOUS
DEPARTMENT OF PUBLIC WORKS FACILITIES – CONTRACT NO. 76956
TO INCLUDE FOUR PARK-AND-RIDE LOTS THROUGHOUT
LOS ANGELES COUNTY
(ALL SUPERVISORIAL DISTRICTS) (3 VOTES)**

SUBJECT

This action is to amend the contract for armed and unarmed security services for the Department of Public Works for Various Facilities to expand its level of services to include unarmed security services for four park-and-ride lots throughout Los Angeles County.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that these services continue to be more economically performed by an independent contractor than by the County of Los Angeles employees.
2. Approve amending Contract No. 76956 with Cypress Security Services, LLC, for armed and unarmed security services for various Department of Public Works facilities to expand the level of unarmed security service by including four park-and-ride lots commencing on September 1, 2010, at an increase of \$137,471, increasing the annual contract sum from \$949,229 to \$1,086,700, prorated for the current contract term and an increase of \$235,664 for the three subsequent optional years, increasing the annual contract sum from \$949,229 to \$1,184,893, with a potential contract sum of \$5,590,608.
3. Authorize the Director of Public Works or her designee to execute the amendment and to annually increase the contract amount up to an additional 10 percent of the annual contract sum for

unforeseen, additional work within the scope of the contract, if required.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to amend Contract No. 76956 with Cypress Security Services, LLC (contractor), to include unarmed security services for four park-and-ride lots throughout Los Angeles County. The Department of Public Works (Public Works) has made a business decision to not exercise the renewal option of the existing contract for the park-and-ride lots security service, which expires on August 31, 2010. The service to be provided by the contractor's trained and unarmed security officers will allow Public Works to continue to provide protection from crime to the commuting public using the park-and-ride lots; safeguard vehicles against fire, theft, vandalism, and illegal entry; and report illegal or injurious acts to local authorities. Security officers will provide lot patrons with information and other assistance when necessary.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive and cost-effective manner will support Public Works in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

This amendment will increase the annual contract sum by \$137,471 for the current term from \$949,229 to \$1,086,700 plus 10 percent for unforeseen, additional work and to increase the annual contract sum by \$235,664 for the three subsequent optional years from \$949,229 to \$1,184,893 plus 10 percent for unforeseen, additional work. The monthly rate for the additional services is \$19,638.65.

Financing for the additional unarmed security services for the four park-and-ride lots is available in the First, Third, and Fifth Supervisorial Districts' Proposition A Local Return Transit Programs included in the Fiscal Year 2010-11 Transit Enterprise Fund Budget. Funds to finance these additional services during the contract's option years and 10 percent additional funding for contingencies will be requested through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On March 17, 2009, Agenda Item 20, your Board approved Contract No. 76956 with Cypress Security Services, LLC, located in San Francisco, California, for Armed and Unarmed Security Services for Public Works Various Field Facilities, authorizing aggregate annual contract expenditures of \$949,229. The contract was for an initial one year period with four 1-year renewal commencing on April 1, 2009, for a potential maximum contract term of five years. Commencing on September 1, 2010, this amendment will include four park-and-ride lots and increase the annual contract sum from \$949,229 to \$1,086,700 for the current contract term and increase the annual

contract sum from \$949,229 to \$1,184,893 for the three subsequent optional years with a potential contract sum of \$5,590,608. The contract is in its first option year.

The amendment, which is substantially reflected in the enclosed form (Enclosure), will continue the contract's current terms, specifications, and conditions. The Director of Public Works or her designee will execute the amendment in accordance with your Board's authorization and only upon proper execution by the contractor and approval as to form by County Counsel.

This contract permits placement of armed or unarmed security officers at other Public Works or County facilities. The current contract for park-and-ride lots security expires on August 31, 2010. The current park-and-ride lots security contract was awarded by your Board and commenced on September 1, 2007, for an initial contract term of three years with two 1-year renewal options for a potential maximum contract term of five years. Public Works has made a business decision not to exercise the renewal option years for the park and-ride lots security contract with the existing contractor nor to initiate a new round of solicitation and instead amend the contract with Cypress Security Services, LLC, for Armed and Unarmed Security Services for Public Works Various Facilities to provide unarmed security services at four park-and-ride lots. The hourly rate charged by Cypress Security Services, LLC, for unarmed security services at these four park-and-ride lots will be \$15.86 per hour, which is the same rate submitted by the existing contractor in 2007. In addition, Cypress Security Services, LLC, will increase the amount of its contract's performance bond in accordance with the increase in the maximum contract sum.

The current contract for park-and-ride lots security expires on August 31, 2010, and is not being terminated prior to its expiration date; therefore, your Board's policy regarding "Retention of Contractor Employees for Security Service Contracts" adopted on June 29, 2010, does not apply to this contract. At the request of Public Works, the contractor has agreed to offer employment to all current contractor's employees, consistent with the "Retention of Contractor Employees for Security Service Contracts" provisions of your Board's policy of June 29, 2010, as incorporated in the amendment.

This contractor will continue to pay its full-time employees the current Living Wage Rate approved by your Board on February 6, 2007, and confirmed that it will comply with the County's Living Wage reporting requirements. The County's Proposition A and Living Wage Ordinance (LWO) provisions apply to the contract, as County employees can perform these contracted services. The contract complies with all of the requirements of the Los Angeles County Code, Section 2.201. The contractor will continue to pay its full time employees the required minimum rates of \$11.84 per hour without health benefits, or \$9.64 per hour with health benefits of \$2.20 per hour, as specified in the LWO adopted by your Board on March 15, 2007.

Using methodology approved by the Auditor-Controller, Proposition A cost analysis indicates that the amended services can be performed more economically by the private sector. In accordance with County Fiscal Manual, Section 12.2.2, the Auditor Controller's review of the cost analysis is required when increase of the amended annual contract amount is more than 10 percent of the annual contract sum and the amended annual contract amount is more than \$500,000. Since the amended annual contract amount is less than \$500,000, the Auditor Controller has confirmed that their review of this cost analysis is not required.

ENVIRONMENTAL DOCUMENTATION

In accordance with Section 15378 of the California Environmental Quality Act (CEQA) Guidelines, approval of the recommended action does not constitute a project and, hence, is not subject to the requirements of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the amendment will continue the current contract services.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Administrative Services.

Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The signature is written in a cursive, flowing style.

GAIL FARBER
Director

GF:GZ:cg

Enclosures

c: Chief Executive Office
County Counsel
Executive Office
Office of Affirmative Action Compliance (w/o
enc.)

AMENDMENT 1 TO CONTRACT NO. 76956
ARMED AND UNARMED SECURITY SERVICES
FOR VARIOUS PUBLIC WORKS FACILITIES

THIS AMENDMENT, made and entered into as of this ____ day of _____, 2010, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY), and CYPRESS SECURITY SERVICES, LLC, a Limited Liability Company, (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 76956 was entered into between the COUNTY and the CONTRACTOR on April 1, 2009, for Armed and Unarmed Security Services for Various Public Works Facilities for a period of one year through March 31, 2010, with four 1-year renewal options, for a maximum potential contract term of five years; and

WHEREAS, the Contract was renewed on April 1, 2010, for its first option year; and

WHEREAS, the COUNTY now desires to expand the level of services to include unarmed security services for four park-and-ride lots; and

WHEREAS, the CONTRACTOR is willing to perform unarmed security services in an extended service area under all terms set forth in this Contract and according to the attached Park-and-Ride Post Orders, as amended; and

WHEREAS, the CONTRACTOR is willing to offer employment, as provided in this AMENDMENT, to all employees of the previous contractor providing service to the four lots indicated herein; and

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 76956 between them shall be amended as follows:

FIRST: This Contract is hereby amended to provide that the CONTRACTOR shall perform unarmed security service for the following additional extended service areas, commencing on September 1, 2010:

- The Vincent Grade/Acton Park-and-Ride Lot, located at located at 730 West Sierra Highway in Acton, CA 93550.
- The Fairplex Park-and-Ride Lot, located at 1810 & 1819 Gillette Road in Pomona, CA 91768.

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- The Ventura Park-and-Ride Lot, located at 10801 Ventura Boulevard in Studio City, CA 91604.
- The Via Verde Park-and-Ride Lot, located at 21320 Via Verde Road in San Dimas, CA 91733.

SECOND: The annual cost for providing these additional unarmed security services will be \$235,664.

THIRD: This AMENDMENT will increase the annual Contract Sum by \$137,471 for the current term from \$949,229 to \$1,086,700, and to increase the annual Contract Sum by \$235,664 for the subsequent optional terms from \$949,229 to \$1,184,893, or such greater amount as the Board may approve (Maximum Contract Sum).

FOURTH: Park-and-Ride Lot Post Orders; Form PW-2.1, Schedule of Prices; and Form LW-8.1, Cost Methodology, are reflected in the Attachment, to this AMENDMENT, for the extended service areas.

FIFTH: The CONTRACTOR is willing to offer employment to all previous contractor's employees as provided in this Amendment; and who are qualified for this service subject to (a) not being an exempt employee under the minimum wage and maximum hour exemptions defined in the Federal Fair Labor Standards Act (b) has been employed by previous contractor for at least six months prior to the date of this Amendment, and (c) is, or will be terminated from his or her employment as a result of the County entering into this Amendment; and

SIXTH: CONTRACTOR shall not be required to hire a previous contractor's employee who (a) has been convicted of a crime related to the job or his or her performance or (b) fails to meet any other COUNTY requirement for employees of the CONTRACTOR. In addition, CONTRACTOR shall not terminate a previous contractor's employee, except for cause, until the earlier of (a) the first 90 days of employment under this Amendment or (b) the expiration of the Contract. Thereafter, the CONTRACTOR may retain a previous contractor employee on the same terms and conditions as the CONTRACTOR'S other employees.

SEVENTH: Except as modified by this AMENDMENT, all other terms, conditions, requirements, and specifications of Contact No. 76956, shall remain in full force and effect.

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IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Director of Public Works

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN
County Counsel

By _____
Deputy

CYPRESS SECURITY SERVICES, LLC

By _____
Its President

Type or Print Name

By _____
Its Secretary

Type or Print Name